

#3

Rec'd

3-12-1

FORM PTO-1390 REV. 5-93		US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEYS DOCKET NUMBER <b>P00,2002</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>			U.S. APPLICATION NO. (if known, see 37 CFR 1.5)  <b>09/743,892</b>
INTERNATIONAL APPLICATION NO. <b>PCT/DE99/01935</b>	INTERNATIONAL FILING DATE <b>1 July 1999</b>	PRIORITY DATE CLAIMED <b>13 July 1998</b>	
TITLE OF INVENTION <b>"DEVICE FOR THE LASER PROCESSING OF WORKPIECES"</b>			
APPLICANT(S) FOR DO/EO/US <b>Bernd-Friedrich SCHOLL, Lothar MÜLLER, Werner JUNG and Stefan DIETRICH</b>			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ul style="list-style-type: none"><li>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li><li>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li><li>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay.</li><li>4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</li><li>5. <input type="checkbox"/> A copy of International Application as filed (35 U.S.C. 371(c)(2))<ul style="list-style-type: none"><li>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li><li>b. <input type="checkbox"/> has been transmitted by the International Bureau.</li><li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</li></ul></li><li>6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</li><li>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))<ul style="list-style-type: none"><li>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li><li>b. <input type="checkbox"/> have been transmitted by the International Bureau.</li><li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li><li>d. <input type="checkbox"/> have not been made and will not be made.</li></ul></li><li>8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li><li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li><li>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li></ul>			
Items 11. to 16. below concern other document(s) or information included:			
<ul style="list-style-type: none"><li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.</li><li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.</li><li>13. <input type="checkbox"/> A FIRST preliminary amendment.<ul style="list-style-type: none"><li><input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li></ul></li><li>14. <input type="checkbox"/> A substitute specification.</li><li>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</li><li>16. <input checked="" type="checkbox"/> Other items or information:<ul style="list-style-type: none"><li>a. <input checked="" type="checkbox"/> Copy of Notification of Missing Requirements</li><li>b. <input type="checkbox"/> Submittal of Translation - Dwgs.</li></ul></li></ul>			

March 8, 2001

U.S. APPLICATION NO. (if known, See 37 C.F.R. 1.5)  
**09/743,892**

INTERNATIONAL APPLICATION NO.  
**PCT/DE99/01935**

ATTORNEY'S DOCKET NUMBER  
**000,2002**

17. ☐ The following fees are submitted:

**BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):**

Search Report has been prepared by the EPO or JPO ..... \$930.00

International preliminary examination fee paid to USPTO (37 C.F.R. 1.482) .. \$700.00

No international preliminary examination fee paid to USPTO (37 C.F.R. 1.482) but  
international search fee paid to USPTO (37 C.F.R. 1.445(a)(2)) ..... \$770.00

Neither international preliminary examination fee (37 C.F.R. 1.482) nor international  
search fee (37 C.F.R. 1.445(a)(2)) paid to USPTO ..... \$1040.00

International preliminary examination fee paid to USPTO (37 C.F.R. 1.482) and all  
claims satisfied provisions of PCT Article 33(2)-(4) ..... \$ 96.00

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

CALCULATIONS

PTO USE ONLY

Surcharge of \$130.00 for furnishing the Declaration and Power of Attorney  
later than ☐ 20 ☒ 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).

Claims

Number Filed

Number  
Extra

Rate

Total Claims

- 20 =

0

X \$ 22.00

Independent Claims

- 3 =

0

X \$ 82.00

Multiple Dependent Claims

\$270.00 +

**TOTAL OF ABOVE CALCULATIONS =**

Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must  
also be filed. (Note 37 C.F.R. 1.9, 1.27, 1.28)

**SUBTOTAL =**

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☒ 30 months  
from the earliest claimed priority date (37 CFR 1.492(f)).

**TOTAL NATIONAL FEE =**

Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be  
accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property +

**TOTAL FEES ENCLOSED =**

Amount to be  
refunded

charged

a. ☒ A check in the amount of \$ 130.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. 501519. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must be  
filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Schiff Hardin & Waite  
6600 Sears Tower  
Chicago, Illinois 60606

CUSTOMER NO. 26574

SIGNATURE

Steven H. Noll  
NAME

(28,982)  
Registration Number

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**"SUBMITTAL OF SIGNED DECLARATION"**

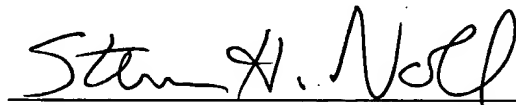
APPLICANT: Bernd-Friedrich SCHOLL et al. Docket No. P00,2002  
SERIAL NO: 09/743,892 GROUP ART:  
DATE FILED: January 16, 2001 EXAMINER:  
INVENTION: **"APPARATUS FOR THE LASER PROCESSING OF  
WORKPIECES"**

Hon. Assistant Commissioner for Patents  
Washington, D.C. 20231

SIR:

In response to the Notification of Missing Requirements dated February 12, 2001, Applicants enclose the signed Declaration and Power of Attorney form. Also enclosed is a check in the amount of the fee and a copy of the Notification.

Respectfully submitted,



Steven H. Noll (Reg. No. 28,982)  
Schiff Hardin & Waite  
6600 Sears Tower  
Chicago, Illinois 60606  
Telephone: 312-258-5790  
ATTORNEY FOR APPLICANT

**CUSTOMER NO. 26574**



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

#2

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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09/743,892

SCHOLL

INTERNATIONAL APPLICATION NO. 07/20012

SCHIOFF HARDIN & WAITE  
6600 SEARS TOWER  
CHICAGO IL 60606

5611

PCT/DE99/01935

I.A. FILING DATE PRIORITY DATE

DATE MAILED: 07/01/99 07/13/98  
12 FEB 2001 02/12/01

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☐ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☐ a non-English language.  
☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 16 Jan 2001 and

☒ Information Disclosure Statement(s) filed 16 Jan 2001 and

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☒ Substitute specification filed

☐ Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice MUST be returned with this response.**

Enclosed: ☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

*[Handwritten signature]*  
National Stage Processing  
Patent Specialist  
February 12, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:

The Assistant Commissioner for Patents  
Washington, D.C. 20231

on March 8, 2001.

Stan H. Noll